

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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THE PROCTER & GAMBLE COMPANY,	:
	:
Plaintiff,	:
	:
vs.	:
	:
ULTREO, INC.,	:
	:
Defendant.	:
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DECLARATION OF DANIELLE HOHOS  
IN SUPPORT OF PLAINTIFF'S PRE-TRIAL BRIEF

Danielle M. Hohos, hereby says as follows:

1. I am a member of the bar of the Maryland and District of Columbia and a associate in the law firm of Jones Day, counsel for Plaintiff, the Procter & Gamble Company ("P&G") in this action. I have been admitted *pro hac vice* to this Court. I make this affidavit in further support of P&G's Pre-Trial Brief.
2. Attached as Exhibit A is a true and correct copy of ULTREO\_00000150 through ULTREO\_00000232.
3. Attached as Exhibit B is a true and correct copy of ULTREO\_00011145 through ULTREO\_00011156.
4. Attached as Exhibit C is a true and correct copy of ULTREO\_00015268 through ULTREO\_00015278.
5. Attached as Exhibit D is a true and correct copy of ULTREO\_00015254 through

ULTREO\_00015258.

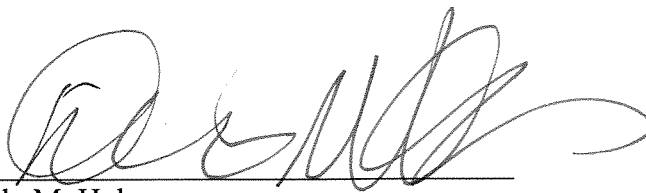
6. Attached as Exhibit E is a true and correct copy of ULTREO\_00026987 through ULTREO\_00026994.
7. Attached as Exhibit F is a true and correct copy of ULTREO\_00032616 through ULTREO\_00032618.
8. Attached as Exhibit G is a true and correct copy of ULTREO\_00012581 through ULTREO\_00012582.
9. Attached as Exhibit H is a true and correct copy of ULTREO\_00012609 through ULTREO\_00012612.
10. True correct copies of the relevant pages of the depositions of John J. Gallagher, which took place on December 3, 2007 and December 5, 2007 are attached as Exhibit I.
11. True correct copies of the relevant pages of the depositions of Dr. James C. McInnes. on December 4, 2007 and December 5, 2007 are attached as Exhibit J.
12. A true and correct copy of *Zeneca Inc. v. Eli Lilly and Co.*, No. 99 CIV. 1452 (JGK), 1999 WL 509471 (S.D.N.Y. July 19 1999) is attached as Exhibit K.
13. A true and correct copy of ); *IGT v. Alliance Gaming Corp.*, No. 2:04-CV-1676-RCJ-RJJ, 2007 WL 91 1773 (D. Nev. March 22, 2007) is attached as Exhibit L.
14. A true and correct copy of *Cuisinarts, Inc. v. Robot-Coupe Int'l Corp.*, No. 81 Div. 731, 1982 WL 12 1559 (S.D.N.Y. June 9, 1982) is attached as Exhibit M.
15. A true and correct copy of *Advanced Magnetic Closures, Inc. v. Rome Fastener Corp., Inc.*, No. 98 Civ. 77661, 2006 WL 3342655 (S.D.N.Y. Nov. 16, 2006) is attached as Exhibit N.
16. A true and correct copy of *Linotype Co. v. Varityper, Inc.*, No. 89 CIV. 4747(MJL), 1989

WL 94338 (S.D.N.Y. Aug. 4, 1989) is attached as Exhibit O.

17. A true and correct copy of *Telebrands Corp. v. Media Group*, No. 97 Civ. 6768(RPP) 1997 WL 790576 (S.D.N.Y. Dec. 24, 1997) is attached as Exhibit P.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing  
is true and correct.

Executed this 12th day of December, 2007.

  
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Danielle M. Hohos